

TEMPORARY

Serial No. 54887-7

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

MAY 31 1990

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed..... Map filed **JUN 6 1990** under 54851The applicant National Convenience Stores, Inc.100 Waugh Drive of Houston
Street and No. or P.O. Box No. City or TownTexas 77007 hereby make S application for permission to change the
State and Zip Code No.point of diversion and place of use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under permit number 50713
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree.

/near surface ground water at intersection of Tropicana Avenue and

1. The source of water is Mountain View Street
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 0,022 second feet
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for ground water remediation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for ground water remediation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point from which the N $\frac{1}{4}$ corner of Section 29, T21S, R62E
MDB&M bears N 72°12'33" W a distance of 202.34 feet. Water is also diverted at a second point from which the N $\frac{1}{4}$ corner of
distance to a section corner. If on unsurveyed land, it should be stated. said section bears N66°50'45" W, a distance of
157.34 feet (see Map provided with application 54851).
/within SE $\frac{1}{4}$, SE $\frac{1}{4}$, Section 31, T20S, R62E,
6. The existing permitted point of diversion is located within MDB&M or at 3 points from which the south-
east corner of said Section 31 bears well 1 S 56°31'59" E a distance of 193.3 feet; well 3-A S 25°06'59" E a distance of 189.3
feet; and well 5-A S 34°29'26" E a distance of 106.3 feet.

7. Proposed place of use A portion of the NW $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 29 T21S, R62E, MDB&M
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use A portion of the SE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 31, T20S, R62E, MDB&M
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) two drilled wells and infiltration trench
State manner in which water is to be diverted, i.e. diversion structure,
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$20,000

13. Estimated time required to construct works 6 months

14. Estimated time required to complete the application of water to beneficial use no beneficial use of water

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Use of two extraction wells is part of a groundwater remediation program to recover spilled fuel. System will include oil-water separator and an air stripper and water will be discharged to storm water sewer.

s/Robert F. Kaufman
By The MARK Group, Geologist & Engineers, Inc.
2300 Paseo Del Prado, Ste. D-108
Las Vegas, Nevada 89102

Compared bp/se bp/se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 50713 is issued subject to the terms and conditions imposed in said Permit 50713 and with the understanding that no other rights on the source will be affected by the change proposed herein. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit is issued subject to existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance for pollution control as mandated by orders issued by the Nevada Division of Environmental Protection and subsequent correspondence with said agency. The right will cease to exist upon termination of clean up activity as determined by the Nevada Division of Environmental Protection. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion prior to any use of water and records of this measurement shall be submitted on an annual basis. It is also understood that this right must allow for a reasonable lowering of the static water level of permittee's well due to other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.022 cubic feet per second, but not to exceed 5.19 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before _____

Proof of completion of work shall be filed before _____

Application of water to beneficial use shall be made on or before _____

Proof of the application of water to beneficial use shall be filed on or before _____

Map in support of proof of beneficial use shall be filed on or before _____

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ issued _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 19th day of June,

A.D. 1990

[Signature]
State Engineer

TEMPORARY

EXPIRED

DATE 6-18-91

(PERMIT TERMS CONTINUED)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 54887-T and 50713 shall not exceed 7.78 million gallons annually.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on June 18, 1991 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

